

## REVISED NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL,  
TUESDAY, JANUARY 13, 2009  
COUNCIL CHAMBERS, 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA

### 6 P.M. SPECIAL COUNCIL MEETING (Closed Session)

**NOTE:** Pursuant to Government Code Section 54953, Subdivision (b), the following Council meeting will include teleconference participation by Councilmember David Whittum from the Loews Vanderbilt Hotel Nashville, 2100 West End Avenue, Nashville, TN 37203. This Notice and Agenda will be posted at the teleconference location; public comment from such address shall be allowed.

#### City Council Closed Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Closed Session – *The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*
  - **Conference with Labor Negotiator pursuant to Government Code Section 54987.6; Negotiator: Erwin Young, Director of Human Resources; Employee Organization: Sunnyvale Managers Association (SMA)**
4. Adjourn Special Meeting

### 7 P.M. COUNCIL MEETING

**NOTE:** Pursuant to Government Code Section 54953, Subdivision (b), the following Council meeting will include teleconference participation by Councilmember David Whittum from the Loews Vanderbilt Hotel Nashville, 2100 West End Avenue, Nashville, TN 37203. This Notice and Agenda will be posted at the teleconference location; public comment from such address shall be allowed.

*Pursuant to Council Policy, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein could be subject to change from date of printing of the agenda to the date of the meeting.*

#### SALUTE TO THE FLAG

#### ROLL CALL

#### SPECIAL ORDER OF THE DAY – Ceremonial Oath for New Vice Mayor

*Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, CA. during normal business hours and in the Council Chambers on the evening of the Council Meeting, pursuant to Government Code §54957.5.*

**CLOSED SESSION REPORT FOR JANUARY 13, 2009**

**Conference with Labor Negotiator pursuant to Government Code Section 54987.6;  
Negotiator: Erwin Young, Director of Human Resources; Employee Organization: Sunnyvale  
Managers Association (SMA)**

**PUBLIC ANNOUNCEMENTS**

*Each speaker is limited to three minutes for announcements  
of community events, programs, or recognition.*

**CONSENT CALENDAR**

- 1.A. MOTION Approval of Information/Action Items – Council Directions to Staff

**Fiscal Items**

- 1.B. MOTION List of Claims and Bills Approved for Payment by the City Manager – List  
RTC 09-011 Nos. 434 and 435

Staff Recommendation: Council reviews the attached lists of bills.

Staff Contact: Peter Gonda, (408) 730-7385

**Personnel**

- 1.C. RESOLUTION Amendment to the Classification Plan and Salary Resolution to Add the  
RTC 09-015 Newly-Established Classification of Fleet Services Coordinator

Staff Recommendation: Staff Recommends Alternative 1: Adopt a resolution to amend the  
City's Classification Plan and Salary Resolution to add the newly-established classification  
of Fleet Services Coordinator.

Staff Contact: Karen Woblesky 730-2715

**Contracts**

- 1.D. MOTION Award of Bid No. F0808-11 for Tennis Center Court Repairs and Approval  
RTC 09-013 of Budget Modification No. 22

Staff Recommendation:

1. Council awards a contract in substantially the same format as the attached draft and in  
the amount of \$161,000 to Saviano Company, Inc., for tennis center court repairs;
2. Council approves a project contingency in the amount of \$16,000; and
3. Council approves Budget Modification No. 22.

Staff Contact: Peter Gonda, (408) 730-7385

- 1.E. MOTION Borregas Avenue at US-101 Water Line Emergency Repair  
RTC 09-016 (F0812-42)

Staff Recommendation: Council accepts report for emergency water main repairs

Staff Contact: Peter Gonda, (408) 730-7385

**STAFF RESPONSES TO  
PRIOR PUBLIC  
COMMENTS**

*Staff may provide further information or clarification for the  
community's benefit in response to public comments made at  
previous Council meetings. Staff will not necessarily respond to all  
public comments.*

## **PUBLIC COMMENTS**

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the city clerk. You will be recognized at the time the item is being considered by Council. **Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 10 minutes for closing comments.***

2. MOTION                      Explore Development of a Human Rights/Relations Board or Commission  
RTC 09-010                  Advisory to Council

Staff Recommendation: Council directs the city manager to clarify the roles of the Housing and Human Services Commission and the Parks and Recreation Commission relative to human rights and relations when revising all board and commission bylaws for Council consideration later this fiscal year. Do not develop or further explore creation of a new board or commission at this time.

Staff Contact Patricia Lord, (408) 730-7477

## **COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

### **NON-AGENDA ITEMS & COMMENTS**

- Council
- Staff

### **INFORMATION ONLY REPORTS/ITEMS**

- Tentative Council Meeting Agenda Calendar

## **ADJOURNMENT**

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**Notice to the Public:**

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

## **GUIDELINES FOR ADDRESSING THE CITY COUNCIL**

### **Public Announcement – Beginning of Council Meeting**

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis. (only announce one time).

### **Public Hearing – Order of Hearing as Follows:**

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

### **Public Comments**

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the city clerk. Individuals are limited to one appearance during this section.

### **Planning a presentation for a City Council/Planning Commission meeting?**

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chambers Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chambers prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

### **Planning to present materials to Council?**

If you wish to provide the City Council with copies of your presentation materials, **please provide 12 copies of the materials to the city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

**SCHEDULED COUNCIL MEETINGS**

<b>DATE</b>	<b>MEETING</b>	<b>TIME</b>	<b>PLACE</b>
January 13, 2009	Council Meeting	7 p.m.	Council Chambers
January 27, 2009	Council Meeting	7 p.m.	Council Chambers
February 3, 2009	Council Meeting	7 p.m.	Council Chambers
February 10, 2009	Council Meeting	7 p.m.	Council Chambers
February 24, 2009	Council Meeting	7 p.m.	Council Chambers
March 3, 2009	Council Meeting	7 p.m.	Council Chambers

**OTHER SCHEDULED MEETINGS**

January 12, 2009	Personnel Board	5 p.m.	Council Chambers
January 12, 2009	Planning Commission Study Session	7 p.m.	West Conf. Room
January 12, 2009	Planning Commission Public Hearing	8 p.m.	Council Chambers
January 14, 2009	Parks and Recreation Commission	7 p.m.	Council Chambers
January 14, 2009	Administrative Hearing	2 p.m.	West Conf. Room
January 14, 2009	Heritage Preservation Commission	7 p.m.	West Conf. Room
January 15, 2009	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf. Room
January 21, 2009	Arts Commission	7 p.m.	Council Chambers
January 26, 2009	Planning Commission Study Session	7 p.m.	West Conf. Room
January 26, 2009	Planning Commission Public Hearing	8 p.m.	Council Chambers
January 28, 2009	Administrative Hearing	2 p.m.	West Conf. Room
January 28, 2009	Housing & Human Services Commission	7 p.m.	West Conf. Room
February 2, 2009	Board of Library Trustees	7 p.m.	Council Chambers
February 11, 2009	Parks and Recreation Commission	7 p.m.	Council Chambers
February 18, 2009	Arts Commission	7 p.m.	Council Chambers
March 11, 2009	Parks and Recreation Commission	7 p.m.	Council Chambers
March 18, 2009	Arts Commission	7 p.m.	Council Chambers
March 25, 2009	NOVA Workforce Board Meeting	Noon	NOVA Board Room

**CHANNEL 15 – KSUN**

January 13, 2009	City Council Meeting - Live	7 p.m.
January 14, 2009	City Council Meeting - Replay of January 13, 2009	7 p.m.
January 18, 2009	City Council Meeting - Replay of January 13, 2009	4 p.m.
January 27, 2009	City Council Meeting - Live	7 p.m.
January 28, 2009	City Council Meeting - Replay of January 27, 2009	7 p.m.
February 1, 2009	City Council Meeting - Replay of January 27, 2009	4 p.m.
February 3, 2009	City Council Meeting - Live	7 p.m.
February 4, 2009	City Council Meeting - Replay of February 3, 2009	7 p.m.
February 8, 2009	City Council Meeting - Replay of February 3, 2009	7 p.m.
February 10, 2009	City Council Meeting - Live	7 p.m.
February 11, 2009	City Council Meeting - Replay of February 10, 2009	7 p.m.
February 15, 2009	City Council Meeting - Replay of February 10, 2009	4 p.m.
February 24, 2009	City Council Meeting - Live	7 p.m.
February 25, 2009	City Council Meeting - Replay of February 24, 2009	7 p.m.
March 1, 2009	City Council Meeting - Replay of February 24, 2009	4 p.m.
March 3, 2009	City Council Meeting - Live	7 p.m.
March 4, 2009	City Council Meeting - Replay of March 3, 2009	7 p.m.
March 8, 2009	City Council Meeting - Replay of March 3, 2009	4 p.m.